

Bankruptcy Abuse Prevention and Consumer Protection Act of 2005

- The 2005 Act applies *only* to cases filed *on or after* October 17, 2005. For a significant period of time after that date there will still be cases pending to which most of the amendments and new requirements (including new forms) will *not* apply. For example, reaffirmation procedures and form, discharge provisions and chapter 13 plan and confirmation.
- If a case filed prior to October 17, 2005 later converts or is reopened, the newly converted or reopened case relates back to the original filing date, with limited exceptions. See, 11 USC § 348(a)-(c).

General Order 05-004

- Adopts the Interim Federal Rules to Implement New Requirements.
 - **Amended and New Federal Rules:** 1006, 1007, 1009, 1010, 1011, 1017, 1019, 1020, 1021, 2002, 2003, 2007.1, 2007.2, 2015, 2015.1, 2015.2, 3002, 3003, 3016, 3017.1, 3019, 4002, 4003, 4004, 4006, 4007, 4008, 5003, 5008, 5012, 6004, 6011, 8001, 8003, 9006, 9009
- Adopts Amended and New Interim Local Rules to Implement New Requirements.
 - **Amended Interim Local Rules:** 1006-1, 1007-1, 1017-1, 2002-1, 3015-3 and 4008-1
 - **New Interim Local Rules:** 2002-2, 4001-4, 4002-3 and 4004-1

General Order 05-005

- **Adopts Amended and New Interim Local Forms to Implement New Requirements**
 - Amended Interim Forms:
 - Form W – Chapter 13 Plan
 - Form X – Chapter 13 Confirmation Order
 - Form V – Chapter 13 Agreement between Debtor and Counsel
 - New Interim Forms:
 - Form D – Expense Information for Fee Waiver Appl.
 - Form G.1/G.2 – Request for Tax Returns
 - Form H.1/H.2 – Motion for Access to Tax Info

Amended and New Official Forms and Director's Forms (Rev. 10/05)

- **Form B1, Voluntary Petition**
- **Form B3A, Application to Pay Filing Fee in Installments**
- **Form B3B, Application for Waiver of Chapter 7 Filing Fee**
- **Form B4, List of Creditors Holding 20 Largest Unsecured Claims**
- **Form B5, Involuntary Petition**
- **Form B6, Cover Sheet**
- **Form B6, Summary of Schedules (includes Statistical Summary of Certain Liabilities)**
- **Form B6A-J, All Schedules (A-J)**
- **Form B6, Declaration Concerning Debtor's Schedules**

Amended and New Official Forms and Director's Forms con't (Rev. 10/05)

- Form B7, Statement of Financial Affairs
- Form B8, Chapter 7 Individual Debtor's Statement of Intention
- Form B10, Proof of Claim
- Form B16A, Caption (Full)
- Form B18, Discharge of Debtor
- Form B19A, Declaration and Signature of Non-Attorney Bankruptcy Petition Preparer
- **Form B19B, Notice to Debtor by Non-Attorney Bankruptcy Petition Preparer**

Amended and New Official Forms and Director's Forms con't, (Rev. 10/05)

- Form B22A, Statement of Current Monthly Income and Means Test Calculation (Chapter 7)
- Form B22B, Statement of Current Monthly Income (Chapter 11)
- Form B22C, Statement of Current Monthly Income and Disposable Income Calculation (Chapter 13)
- Form B23, Debtor's Certification of Completion of Instructional Course Concerning Financial Management
- Form B24, Certification to Court of Appeals
- Form B240, Reaffirmation Agreement